

**IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF TEXAS,  
HOUSTON DIVISION**

**TAMMY KOHR, EUGENE  
STROMAN, AND JANELLE GIBBS**  
on behalf of themselves and All others  
similarly situated, and **ROBERT  
COLTON**

*Plaintiff,*

**V.**

**CITY OF HOUSTON,**  
*Defendant.*

**§ § 87(2)(b), (d) & (e)**

**Civil Action No.: 4:17-cv-01473**

**Honorable Judge Kenneth M Hoyt**

# PLAINTIFFS' NOTICE OF APPEAL

Plaintiffs Tammy Kohr, Eugene Stroman, and Janelle Gibbs respectfully submit this notice of their appeal to the United States Court of Appeals for the Fifth Circuit. Plaintiffs appeal from the District Court’s December 28, 2017, memorandum opinion and order denying Plaintiffs’ motion for preliminary injunction (ECF No. 69) (the “PI Order”).

This notice of appeal is timely under Federal Rule of Appellate Procedure 4(a)(5) based on the District Court's January 26, 2018, order finding good cause to extend Plaintiffs' deadline to appeal the PI Order by thirty days (ECF No. 71). While the parties' settlement discussions continue, and the purpose of this notice is to preserve Plaintiffs' ability to timely appeal the PI Order.

As part of this notice of appeal, Plaintiffs submit the required filing fee of \$505 and respectfully request the district clerk to prepare the record on appeal pursuant to Federal Rule of Appellate Procedure 10(a). Plaintiffs will order from the court reporter a transcript of such parts of the proceedings not already on file as the appellants consider necessary, as required by Federal Rule of Appellate Procedure 10(b)(1)(A).

Respectfully Submitted,

By: /s/ Trisha Trigilio

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**CERTIFICATE OF SERVICE**

I certify that on February 26, 2018, this notice of appeal will be filed via the Court's CM/ECF system, which will automatically serve a Notice of Electronic Filing on all attorneys of record.

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